

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 )  
 **Robert T. Ellingson** ) Examiner: **Gilbert, William V.**  
 )  
 Application No.: **10/803,005** ) Art Unit: **3635**  
 )  
 Filed: **March 17, 2004** ) Conf. No.: **4422**  
 )  
 For: **DOOR FRAME WITH UNITARY HEAD FLASHING, NAILING FIN,  
 AND TEAR-AWAY CONSTRUCTION COVER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

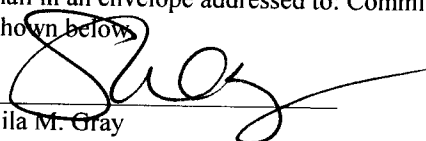
Sir:

In response to the Office Action mailed February 20, 2009 in which a restriction requirement was imposed, applicant hereby elects invention I, claims 1-4, 8, 10, 12, 13, 15-17 and 19. This election is made without traverse. The election without traverse should not be construed as an admission that applicant concurs with the restriction requirement or agrees with the grounds upon which it is based. Instead, the election without traverse is made merely for purposes of expediency in the prosecution of the present application. Applicant reserves the right to pursue the subject matter of the non-elected claims at an appropriate subsequent time.

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being electronically transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

5/19/09  
Date

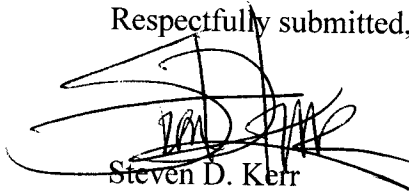
  
Sheila M. Gray

### CONCLUSION

In view of the foregoing election, applicant requests substantive examination of the pending claims (claims 1-4, 8, 10, 12, 13, 15-17, and 19) and submits that all of these claims are in condition for allowance. If issues may be resolved through Examiner's Amendment, or clarified in any manner, a call to the undersigned attorney at (404) 962-7524 is earnestly solicited.

The Commissioner is hereby authorized to charge any fees due, or credit any overpayment, to Deposit Account No. **09-0528**.

Respectfully submitted,



Steven D. Kerr  
Reg. No. 32,472

Date: May 19, 2009  
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Atty Docket No.: A042 1100.1 (37927.0022.4)